

# HOUSE BILL No. 6645

November 12, 2008, Introduced by Rep. Warren and referred to the Committee on Judiciary.

A bill to amend 1990 PA 250, entitled  
"DNA identification profiling system act,"  
by amending section 3a (MCL 28.173a), as added by 2001 PA 88.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 3a. (1) An individual required by law to provide samples  
2       for DNA identification profiling who refuses to provide or resists  
3       providing those samples is guilty of a misdemeanor punishable by  
4       imprisonment for not more than 1 year or a fine of not more than  
5       \$1,000.00, or both. The individual shall be advised that his or her  
6       resistance or refusal to provide samples described in this  
7       subsection is a misdemeanor.

8       (2) If at the time an individual who is required by law to  
9       provide samples for DNA identification profiling is convicted the  
10      investigating law enforcement agency or the department already has

1 a sample from the individual that meets the requirements of the  
2 rules promulgated under this act, the individual is not required to  
3 provide another sample. **HOWEVER, IF AN INDIVIDUAL'S DNA SAMPLE IS**  
4 **INADEQUATE FOR PURPOSES OF ANALYSIS, THE INDIVIDUAL SHALL PROVIDE**  
5 **ANOTHER DNA SAMPLE THAT IS ADEQUATE FOR ANALYSIS.**